



IT IS HEREBY ADJUDGED and DECREED that the below described is SO ORDERED.

Dated: June 08, 2020.

**CRAIG A. GARGOTTA
UNITED STATES BANKRUPTCY JUDGE**

**UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

IN RE:

**LEGENDARY FIELD EXHIBITIONS,
LLC, et al.
DEBTORS.**

CASE NO. 19-50900-cag

CHAPTER 7

**COLTON SCHMIDT, et al.,
PLAINTIFFS,**

v.

ADV. PROC. NO. 19-05053-cag

**AAF PLAYERS, LLC, et al.,
DEFENDANTS.**

JUDGE CRAIG A. GARGOTTA

**ORDER ON DEFENDANT THOMAS G. DUNDON'S
MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM FOR RELIEF**

Before the Court is Defendant Thomas G. Dundon's Motion to Dismiss for Failure to State a Claim for Relief (the "Motion"). The Court, having considered same, finds it should grant the Motion in part and deny the Motion in part. It is, therefore,

ORDERED, for the reasons stated on the record, the Motion is **GRANTED** with regard to Plaintiffs' promissory estoppel (Count III) cause of action asserted against Defendant Thomas G. Dundon contained in Plaintiffs' Second Amended Class Action Complaint for Damages, and such claim is hereby **DISMISSED** with prejudice to refiling same. It is further

ORDERED, for the reasons stated on the record, the Motion is **DENIED** with regard to Plaintiffs' fraud (Count V) and promissory fraud (Count VI) causes of action asserted against Defendant Thomas G. Dundon contained in Plaintiffs' Second Amended Class Action Complaint for Damages.

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Order prepared and submitted by:

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